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Secrt. II-27—104,066—4-11-56.

Rev (1951) Department.

MS SERIES.

G.O. NO. 3360

Dated 18.7.57.

FOR MYSORE STATE

[Despatch Abstract.]

Rens Mining lease - Red oxide of iron Chena Clay & iron ore (Bellary) Bellary Tq - Belagal Vge - Sy. No 90 - Ex. 225 ac - Grant to Sri Y B Mahabaleswarappa - Sanction

REVENUE DEPARTMENT

Subject:

MINING-Mining Lease-Red Oxide of iron China clay and Iron ore(Bellary)-Bellary Taluk-Belagal village-S.No.90-Application of Sri Y.Mahabaleswarappa-Submitted

Ref:L:3840/51-2 Station:M A D R A S 28th June 1951

From

Sri N.C. Thomas,B.A., Joint Secretary, Board of Revenue

Sri V.N. Rudva, I.C.S., Commissioner of Commercial Taxes.

Read:From the Collector of Bellary Rc.8549/50 A.1. dated 16-4-51.
From the Collector of Bellary Rc.8549/50 A.1. dated 5-6-51
From the Collector of Bellary Rc.8549/50 A.1. dated 5-6-51

FIRST ASST. SECRETARY TO GOVERNMENT DEVELOPMENT DEPARTMENT 3 JUL 1951

Reference submitted to the Government.

In the circumstances reported by the Collector, the Board recommends that Sri Y. Mahabaleswarappa may be granted mining lease for red oxide of iron China clay and iron ore over an extent of 225 acres and 25 acres in S.No.90 of Belagal village Bellary taluk Bellary District for a period of 20 years subject to the general conditions in sub rule (1) of Rules 41 of the Mineral Concession Rules 1947 and also to the special conditions enumerated in sub rule (2) of Rule 41 of the same rule as finalised in G.O.Ms.870 Development dated 26-2-51. The applicant holds a certificate of approval for the year 1951.

To
The Secretary to Government
Development Department Madras with applications sketch and chalans
NS 28 6

For Joint Secretary

Copy of Rc.8549/50.A.1. dated 16-4-51 from the Collector of Bellary.

MINES-Mining lease-Red Oxide of Iron, China clay and iron ore-Bellary taluk-Belagal village-S.No.90-Application of Sri Y. Mahabaleswara a-Proposals-Submitted

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Sri Y.MAHABALESWARAPPA of Bellary has applied for the grant of mining lease for 20 years to mine Red Oxide of Iron, China Clay and Iron-ore over an extent of 250 acres comprising two separate detached blocks-one lying between four peaks of the hill and the other on the top portion of the hill-in one and the same S.No.90 of Belagal village of Bellary taluk. The application is in order. He has remitted the application fee of Rs.200/- and the deposit of Rs.500/- towards preliminary expenses in chalan Nos.1550/22-5-50 461/13-6-47 and 59/26-6-50 in the Bellary Sub Treasury.

S.No.90 of Belagal village of Bellary taluk is classed as "Reserve Forest" in the Revenue accounts. The District Forest Officer, Bellary recommends the grant of the mining lease to the applicant.

The renewal of the certificate of approval to the applicant for the year 1951 was already recommended to the Board in this office Rc.468/51 d/1-4-51. Please see Board's Ref:L:484/51-1 dated 2-2-51.

In the circumstances, I recommend that the lease applied for by the applicant may be granted for a period of 20 years to mine Red Oxide or iron China Clay and Iron ore over the extent of 225 acres in S.No.90 of Belagal village of Bellary taluk subject to the general conditions mentioned in Sub Rule (1) of Rule 41 of the Mineral concession Rules,1949, and also to the special conditions enumerated in Sub Rule (2) of Rule 41 of the said rules as finalised in G.O.Ms.870 Dev.Department dated 26-2-51 (in respect of the lease granted to Sri K. Narayaniah). In this connection, I submit that I have called for two separate applications with separate sketches from the applicant as the two plots applied for are not contiguous and I shall submit the same immediately on their receipt from him.

The application, 3 chalans, a copy of D.F.O's report with its enclosures and a copy of the sketch showing the areas applied for, are enclosed.

/true copy/

Copy of Rc.2640/50 H.3. dated 31-3-51 from the District Forest Officer Bellary to the Collector of Bellary.

Mines-Mining lease-Red Oxide of iron-China clay and iron ore Bellary taluk-Belagal village-S.No.90-Application Sri Y.Mahabaleswarappa-Opinion requested-Furnished.

Ref:Your C.No.8569/50 A.L. dated 13-10-1950.

A copy of Hospet Range Officer's C.No.444/50 d/24-3-51 is enclosed.

2. Grant of Mining lease is recommended.

3. Copy of the sketch sent in your above cited reference is resubmitted.

/true copy/

Copy of Rc.444/50 d/24-3-51 from the Range Officer Hospet to the Dist.Forest Officer Bellary.

Mines-Mining lease-Red Oxide iron-China Clay and Iron ore-Bellary Taluk-Belagal village-S No.90 Report-Submitted
Ref:R .No.8549/50 dated 13-10-50

With reference to the above, I submit that I have inspected the area applied for in Bellary R.F on 23-3-51. The area contains a very poor tree growth consisting of caressia caraudus, Acacia latnoum and Dalbargia Yariculaea etc The above species are of very stunted growth and the whole area looks like a grass land.

Hence I recommend this area to be given for the mining lease as required by the applicant.

The sketch supplied to me is herewith returned in original

/true copy/

copy of Bellary Collector's Rc.8549/50 A.L. dated 2-6-51

MINES-Mining Lease-Red Oxide of Iron-China Clay and Iron ore-Bellary Taluk-Belagal village-S.No.90 Application of Sri Y.Mahabaleswarappa of Bellary-Separate applications and sketches-Submitted
Ref:This Office Rc.8549/50 A.L. dated 16-4-51.
Ref:L:3840/51-1 dated 22-5-51 from the Board of Revenue Madras

In continuation of this office reference quoted above I enclose two separate applications for the two detached plots measuring 225 acres and 25 acres with separate sketches.

2. I have asked the applicant to remit a sum of Rs.100 towards the prescribed fee for the two applications in addition to the amount of Rs.700 already remitted by him and I shall submit the chalan on its receipt from him.

/true copy/

Copy of Bellary Collector's Rc.8549/50 A.L. dated 5-6-51

MINING-Mining lease-Red Oxide of Iron-China clay and Iron ore-Bellary Taluk, Belagal village-S.No.90-Chalan for Rs.100 application of Sri Y.Mahabaleswarappa Report-Submitted
Ref:Ref:L:3840/51-1.Y. dated 22-5-51 from the Board of Revenue Madras
This office Rc.8549/50 A.L. dated 2-6-51

In continuation of this office reference quoted above I enclose herewith a chalan for Rs.100 received from Sri Y.Mahabaleswarappa of Bellary This is an addition to the amount of Rs.700 already credited by him towards the application fee and fees prescribed towards preliminary expenses in respect of the two detached plots applied for by him.

/true copy/

30-6-51

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For Joint Secretary

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Development (J) Department

(Rc 73104-J/57) Mines - Mining lease - Red Oxide of iron, China clay & Iron (Bellary) Bellary taluk - Belagal village - S.No. 90 — 225 acres - grant to - Sri Y Mahabaleswarappa - Sanctioned.

Plan Pl. vide Rc 1917 pt I CF

Read:

From the Board of Revenue Ref: No. L.3840/57-2 Dated 28.6.57

G.O. MS. NO. 3360 DATED 19-7-57

The Government sanction the grant to Sri Y. Mahabaleswarappa of a mining lease for Red Oxide of iron (China clay & Iron ore) for a period of twenty years over an extent of 225-00 acres in S.No. 90 of Belegal village, Bellary taluk Bellary District subject to the conditions mentioned in sub-rule (1) of rule 41 of the Mineral Concession Rules, 1949, and also to the following conditions:

(i) the lessee shall pay rents and royalty in the Government Treasury, before the 10th January of every year;

(ii) The lessee shall pay before the expiry of the lease, or its sooner determination by either party, an amount equal to the annual dead rent or such higher amount as may be fixed by the Collector of the District in his discretion, as compensation for damage to the land covered by the lease.

~~(iii) the lessee shall not fell trees if any without~~ the previous permission of the Collector and if it is found ~~that he has felled any trees~~ without such permission he shall ~~pay the .....~~

pay the value of the trees together with a compounding fee subject to a maximum of 10 times the value of the said trees.

(iii) ~~(iv)~~ the lessee shall not operate on the surface of any area prohibited by any authority by laying out roads, erecting buildings, machinery, etc. without the previous permission of such authority or the State Government.

(iv) ~~(v)~~ the lessee shall not use land for surface occupation without giving proper notice to the Collector.

(v) ~~(vi)~~ the lessee shall provide and shall keep at all times at or near the pit head full equipment of weighing machines of modern type to the satisfaction of the collector for weighing the minerals collected by him.

(vi) ~~(vii)~~ The lessee will exercise the liberties and powers hereby granted in such a manner as to offer no un-necessary or reasonably avoidable obstruction or interruption to the development and working of any minerals not included in this lease and will at all times afford to the Governer and to the holder of prospecting licences or mining leases in respect of any such minerals or any minerals within any lands adjacent to the said lands reasonable means of access and safe and convenient passage upon and across the said lands to such minerals for the purpose of getting, working developing and carrying away the same;

(vii) ~~(viii)~~ the lessee shall take such precautions as are necessary to secure pits and shafts by putting up wire fencing or such other protection to the satisfaction of the Collector to prevent accidents.

p.t.o.

(viii) ~~(ix)~~ that on the occurence of any accident, th lessee shall report, such accident immediately to the ne_est police station/~~nearest~~ the Factory Inspector and the Labour Commissioner.

(ix) ~~(x)~~ the lessee shall execute an indemnity bond to Government against the claims of third parties.

(x) ~~(xi)~~ the lessee will at the expiration or sooner determination of the said term deliver upto the Governor all mines, pits shafts, including drifts, levels, waterways, airways and other work (now existing) hereafter to be sunk or made under the said lands (except such as may have been abandoned with the sanction of the Governor or in any ordinary and fair course of working) and all (engines, machinery plant, buildings, structures and other works and conveniences ~~which~~/at the commencement of the said term were upon or under the said lands and all) engines, machinery, plant and fixtures set up by the lessee below ground level which cannot be removed without causing injury to any mines or works under the said lands (except such of the same as may with the sanction of the Governor have become ~~disused~~) and all buildings and structures of brick or stone erected by the lessee above ground level in good repair order and condition and fit in all respects for further working of the said minerals;

(xi) ~~(xii)~~ ~~if~~/ after the determination of the lease there shall remain in or upon the said lands any engines machinery, plant buildings structures tramways, railways and other works erections and conveniences or minerals or mineral ores or other property which the lessee is entitled to remove from the said lands the ~~same~~/(iii), if not removed by the lessee within one ~~month~~ calendar month after notice in writing ~~requiring~~/their removal is given to the lessee by the Collector be deemed to become the property of the

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Government of Madras and may be sold and disposed of for the benefit of the Government of Madras in such manner as they shall deem fit without liability to pay any compensation or to account to the ~~lessee~~ lessee in respect thereof.

(xii) ~~(xiii)~~ In the event of the existence of a ~~state~~ state of war or of grave national emergency (of which the President of India shall be the sole judge and a notification to this effect in the Gazette of India shall be the conclusive proof) the ~~Government~~ Or after notice in writing to the lessee under the hand of any Secretary to Government of his intention so to do may forthwith take possession or assume control of the works, plant and machinery and premises of the lessee at or in connection with the said mines and may preempt at prices fixed by the Governor all the minerals (and all products thereof) extracted from or lying upon the said mines during such possession or control and the lessee shall conform and obey all directions given by or on behalf of the Governor regarding the use or employment of such works, plants, premises provided that a fair compensation which shall be determined by the Governor and shall be paid to the lessee for all loss or damage sustained by reasons or in consequence of the ~~xxxx~~ exercise of the powers conferred by this clause; provided also that the exercise of such powers shall not determine the ~~xxxx~~ said term hereby granted or affect the terms and provisions of these presents further than may be necessary to give effect to the provisions of this clause.

(xiii) ~~(xiv)~~ (a) the ~~licensee~~ lessee shall not enter upon or commence ~~prospecting~~ mining operations in any reserve forest situated upon the said lands without ~~thirty~~ thirty days previous notice in writing to the District Forest Officer nor without .....

nor without obtaining the written sanction of that officer nor otherwise than in accordance with such condition as that officer may in his absolute discretion prescribe.

(b) the area without the reserved forest limits must be demarcated by a declared fire line of ± 40 ft. wide which will be cut and kept cleared by the Forest Department at the expense of the ~~lessee~~ lessee.

(c) the ~~lessee~~ lessee must ~~at~~ at all times permit the Forest Department to enter upon the land for the purpose of maintaining or repairing existing boundary lines within the area and must pay the cost of such maintenance or repair ~~as~~ as determined by the District Forest Officer.

(d) the ~~lessee~~ lessee must take suitable precautions to prevent fires from spreading into the adjoining reserve forest from the land and if such fires accidentally occur he must render all possible assistance in putting them out.

(e) the ~~lessee~~ lessee shall not cut any trees or growth on the area granted in excess of 20 per cent of the number of trees on the whole area under the ~~lease~~ lease without the previous permission of the D.F.O. and the value of such treets &c. shall be paid for ~~him~~ by the ~~lessee~~ lessee at rates to be fixed by the District Forest Officer. He must not deface or interfere with any boundary stone or marks; if any boundary mark is accidentally damaged, he must bring ~~it~~ the matter immediately to the notice of the Range Officer.

(xiv) ~~(xv)~~ The lessee should keep the stocks or beryl or any other "prescribed substance" under section 3 of the Atomic Energy Act, No.XXIX of 1948, if they occur in the property covered by the lease with a view to making them available to the Government of India.

2. The rates of ~~rent~~ royalty, dead rent and surface .....

surface rent shall be as follows:

ROYALTY:

Red Oxide of Iron and Iron Ore

(a) Used for extraction of iron -- As.8/- per ton

(b) Used for other purposes -- Re.1/- per ton..

China Clay

5 per cent of the sale value at pit's mouth

DEAD RENT:

Red Oxide of Iron and Iron ore

Iron ore for extraction of iron -- Rs 5/- (Rupees ~~five~~ only) per acre per annum

China Clay

Rs.10/- (rupees ten only) per acre per annum

SURFACE RENT: At such rate as the land revenue and cesses assessable on the land are paid.

3. The applicant should pay a deposit of Rs.1000/- as prescribed in rule 36 of the Mineral Concession Rules 1949 before the lease is actually executed.

4. The form of the lease deed is being drafted separately and the terms and conditions stated in the above paragraphs are subject to such further modifications additions and alterations as may be included inthe lease deed when finalised.

5. The Board of Revenue is requested to refund to the applicant the sum of Rs.100/- (rupees hundred only) remitted by him in excess towards deposit for preliminary expenses.

5. The Collector of Bellary is requested to take necessary further action.

To

The Bd. of Rev. (with C.)
The Collector of Bellary
~~The Asst. Collector Sri Dendi~~
Sri Rao Bahadur
V. Mahabaleswara-
ppa
Merchant,
Brucepet, Bellary

S.C. 2
C.B. 5.10.51

[No. 73104J/51

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Devt. dept. (J)

Sub:- Mines -Mining Lease- Red Oxide of Iron, China Clay, & Iron Ore-(Bellary)- Bellary Taluk- Belagal village- S.No.90-Extent 225 acres- Application of Sri Y. Mahabaleswarappa.

From the Bd. of Rev., Ref.No.L .3840/51-2, dated 28-6-51.

A.S.

~~Rao Bahadur~~ Sri Y. Mahabaleswarappa of Bellary applied for the grant of a mining lease for Red Oxide of iron, China Clay and Iron ore for a period of 20 years over an extent of about 250 acres in S.No.90 of Belagal village in Bellary Taluk, Bellary district. As the area applied for comprises two separate detached blocks-one lying between four peaks of the hill and the other on the top portion of the hill, the Collector ~~had therefore~~ asked the applicant to submit an application in respect of each contiguous area. The applicant has accordingly submitted the following applications:-

k onplef

M onplef

pp 11-12 g (E)

Cno 75249/J/51 (Bijsukk fif

I. S.No.90 of Belagal village in Bellary Taluk-225 acres

II. S.No.90 of Belagal village in Bellary Taluk-25 acres

Necessary extracts of the application relating to item II above have been taken and action is being taken separately.

Z onplef

R onplef

K Sonplef

(B)

The file relates to item I above. The area applied for is classed as Reserved Forest. The Forest Dept. has stated that it contains a very poor tree growth and that there is no objection to the grant of the lease. The Collr. has therefore recommended the grant of the lease for a period of 20 years subject to the special conditions imposed in G.O.Ms.No.870 Devt., dated 26-2-51. These conditions may be adopted in this case also if it is decided to grant the lease.

Rs 347 of (E)

The applicant holds a valid Certificate of Approval for the year 1951. He has remitted a sum of Rs.500/- (Rs.200/- towards application fees and Rs.300/- towards deposit for preliminary expenses.)

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According to the Rule 36 of the M.C. Rules, the applicant shall before the lease is issued, deposit as security a sum of Rs. Rs.1000/- in the case of metalliferous minerals and Rs.500/- in the case of other minerals. In the present case applicant has applied for Iron ore which is a metalliferous mineral and as such Rs.1000/- may be charged as security deposit. For orders.

In the circumstances it is for orders whether a mining lease will be granted for a period of 20 years subject to the conditions discussed above.

Subject to orders a draft order is submitted below for approval.

~~Finance may see with reference to para 5 of the draft order before circulation.~~

12/7/57

18/7/57

At above may be approved

14/7

(Grave alone)

Necessary entries have been made in the Regr. of mining concessions. The draft order may now issue

18/7/51

(Issued as Comt. 2240 Dev. dt. 18.7.57)

DEPUTY SECRETARY TO GOVERNMENT 18 JUL 1951 DEVELOPMENT DEPARTMENT

DEPUTY SECRETARY TO GOVT. 13 JUL 1951 DEVELOPMENT DEPARTMENT